

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000 provides for continued examination of a utility or plant application filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA)

Application Number: 09/210,539

Filing Date: December 14, 1998

First Named Inventor: Akira ISHIBASHI

Group Art Unit: 1713

Examiner: K. Egwim

Attorney Docket Number: 05636.0030

Attorney Customer Number: 22,852

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Huda  
2/1/03

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**Note:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for patent term adjustment provisions of the AIPA. See "Changes to Application Examination and Provisional Application Practice," Interim Rule. 65 Fed. Reg. 14885 (March 20, 2000). Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114:

### a. ☐ Previously submitted

- i. ☐ Consider the amendment(s)/reply after final under 37 C.F.R. § 1.116 previously filed on [Date] \_\_\_\_\_.
- ii. ☐ Consider the arguments in the Appeal Brief of Reply Brief previously filed on [Date] \_\_\_\_\_.
- iii. ☐ Other \_\_\_\_\_

### b. ☒ Enclosed:

- i. ☒ Amendment/Reply
- ii. ☒ Rule 1.131 Declaration with invention reports
- iii. ☒ Bionolle Technical Data Sheet with English Translation
- iv. ☒ Petition For Extension of Time

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of [number] months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

- a. ☒ The filing fee is calculated as follows:
  - i. ☒ \$740.00 RCE fee required under 37 C.F.R. § 1.17(e)
  - ii. ☒ Petition for extension of time for one (1) Month \$110.00
  - iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$[Text] enclosed.
- c. ☒ The Commissioner is authorized to charge the filing fees of \$850.00 to Deposit Account No. 06-0916.

## Signature of Applicant, Attorney, or Agent Required

Name: Barry D. Biddle

Reg. No.: 44,033

Signature: 

Date: 12/2/02

## Certificate of Mailing or Transmission

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, BOX RCE, Washington, D.C. 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on: [Date]

Name: [Text]

Signature:

Date:

PATENT  
Customer No. 22,852  
Attorney Docket No. 5636.0030

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Akira ISHIBASHI et al. ) Group Art Unit: 1713  
Application No.: 09/210,539 ) Examiner: K. Egwim  
Filed: December 14, 1998 )  
For: FORMED ARTICLE OF )  
BIODEGRADABLE RESIN )

#21  
Indy  
12/10/02

Commissioner for Patents  
Washington, DC 20231

Sir:

**SUBMISSION UNDER 37 CFR 1.114**

This RCE and Submission are being filed following a Final Office Action mailed August 2, 2002, and includes a request for a one month extension of time filed concurrently with these papers to extend the period for taking appropriate action to December 2, 2002. This Submission addresses the substance of the Office Action mailed August 2, 2002. Please reexamine and reconsider the application in view of the appended remarks. Prior to entry of this Submission, Claims 1, 2, 5-8, and 10-12 were pending in the application.

**REMARKS**

In a June 14, 2002, Amendment, Applicants submitted a 1.131 Declaration to overcome the Examiner's rejection under Tsai et al. In the Office Action dated August 2, 2002, the Examiner indicated that the invention reports that Applicants intended to

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